

KIMBERLY MAXSON-RUSHTON  
Nevada Bar #005065  
COOPER LEVENSON APRIL  
NIEDELMAN & WAGENHEIM, P.A.  
900 South Fourth Street  
Las Vegas, Nevada 89101  
(702) 366-1125  
FAX: (702) 366-1857  
Attorneys for Defendant  
DESERT CAB, INC. dba DESERT CAB  
COMPANY and ODYSSEY LIMOUSINE

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

**10** THEODORE TRAPP, on his own behalf and  
on behalf of all others similarly situated,

CASE NO. 2:09-cv-00995  
DEPT NO.:

**11** Plaintiff,

12 | vs.

13 BIG POPPA'S, LLC, a Nevada limited  
liability company d/b/a BADDA BING  
14 MEN'S CLUB; SKY TOP VENDING, INC.,  
a Nevada Corporation d/b/a CAN CAN  
15 ROOM; LA FUENTE, INC., a Nevada  
corporation d/b/a CHEETAS'S; C.P. FOOD  
16 AND BEVERAGE, INC., a Nevada  
corporation d/b/a CLUB PARADISE; DÉJÀ  
17 VU SHOWGIRLS OF LAS VEGAS, LLC, a  
Nevada limited liability company d/b/a DÉJÀ  
18 VU SHOWGIRLS; PALOMINO CLUB,  
INC., a Nevada corporation d/b/a PALOMINO  
19 CLUB; SHAC, LLC, a Nevada limited  
liability company d/b/a SAPPHIRE; K-KEL,  
20 INC., a Nevada corporation d/b/a  
SPEARMINT RHINO; D2801 WESTWOOD,  
21 INC., a Nevada corporation d/b/a  
TREASURES; LITTLE DARLINGS OF LAS  
22 VEGAS, LLC, a Nevada limited liability  
company d/b/a LITTLE DARLINGS; O.G.  
23 ELIADES, A.D., LLC, a Nevada limited  
liability company d/b/a OLYMPIC  
24 GARDENS; LAS VEGAS  
ENTERTAINMENT, a Nevada limited  
25 liability company d/b/a LARRY FLYNT'S  
HUSTLER CLUB; MICHAEL A. SALTMAN  
26 d/b/a MINXX; RICK'S LAS VEGAS; FRIAS  
MANAGEMENT, LLC, a Nevada limited  
27 liability company d/b/a ACE CAB  
COMPANY and A-NORTH LAS VEGAS  
28 CAB; WESTERN CAB COMPANY, a

## **DEMAND FOR SECURITY OF COSTS**

Date of Hearing: N/A

Time of Hearing: N/A

1 Nevada corporation d/b/a WESTERN CAB  
2 COMPANY and WESTERN LIMOUSINE;  
3 NEVADA CHECKER CAB  
4 CORPORATION, a Nevada corporation d/b/a  
5 CHECKER CAB COMPANY; NEVADA  
6 STAR CAB CORPORATION, a Nevada  
7 corporation d/b/a STAR CAB COMPANY;  
8 NEVADA YELLOW CAB CORPORATION,  
9 a Nevada corporation d/b/a YELLOW CAB  
COMPANY; LUCKY CAB COMPANY OF  
10 NEVADA, a Nevada corporation d/b/a  
LUCKY TRANS; SUN CAB, INC., a Nevada  
11 corporation d/b/a NELLIS CAB COMPANY;  
12 CLS NEVADA, LLC, a Nevada limited  
liability company d/b/a CLS  
TRANSPORTATION LAS VEGAS; ON  
13 DEMAND SEDAN SERVICES, LLC, a  
Nevada limited liability company d/b/a ODS  
LIMOUSINE and ODS CHAUFFEURED  
TRANSPORTATION; BLS LIMOUSINE  
SERVE OF LAS VEGAS; DESERT CAB,  
14 INC. a Nevada corporation d/b/a DESERT  
CAB COMPANY and ODYSSEY  
LIMOUSINE; BELL TRANS A NEVADA  
CORPORATION, a Nevada corporation d/b/a  
BELL TRANS; TONY CHONG, and  
individual; and DOE EMPLOYEES 1-1000;

15 Defendants.

16

17 TO: THEODORE TRAPP, Plaintiff; and  
18 TO: JAY EDELSON, ESQ., RAFEY S. BALABANIAN, ESQ., and JAMES E. SMYTH,  
19 ESQ., Attorneys for Plaintiff;

20 Pursuant to NRS 18.130, DESERT CAB, INC. dba DESERT CAB COMPANY and  
21 ODYSSEY LIMOUSINE hereby makes demand upon Plaintiff, who resides out of State, for security  
22 in the amount of Five Hundred and No/100 Dollars (\$500.00) for costs and charges which may be  
23 awarded herein against Plaintiff. The requirements of NRS 18.130 apply to actions in the United  
24 States

25 ///

26 ///

27 ///

28 ///

1 District Court, District of Nevada. Truck Ins. Exchange, 683 F. Supp. 223, 227-28 (D. Nev. 1988);  
2 Hamar v. Hyatt Corp., 98 F.R.D. 305, 305-06 (D. Nev. 1983).

3

4

Dated this 27 day of June, 2009.

5

COOPER LEVENSON APRIL  
NIEDELMAN & WAGENHEIM, P.A.

6

7

By



Kimberly Maxson-Rushton  
Nevada Bar No. 005065  
900 South Fourth Street  
Las Vegas, Nevada 89101  
Attorneys for Defendant  
DESERT CAB, INC dba DESERT CAB  
COPANY and ODYSSEY LIMOUSINE

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1  
2                   **CERTIFICATE OF SERVICE**  
3

4                   Pursuant to FRCP 5 (b), I certify that I am an employee of COOPER LEVENS  
5                   ON NIEDELMAN & WAGENHEIM P.A. and that on this 24th day of June, 2009, I  
6                   did cause a true copy of the foregoing **DEMAND FOR SECURITY OF COSTS** to be served via  
7                   CM/ECF electronic filing upon the following person(s).

8                   **Jay Edelson**

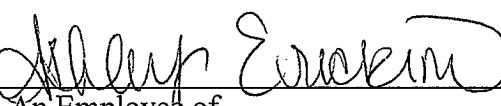
9  
10                  Kamber Edelson LLC  
11                  350 N LaSalle St, Ste 1300  
12                  Chicago , IL 60654  
13                  312-589-6370

14                  **Rafey S. Balabanian**

15                  KamberEdelson LLC  
16                  350 North LaSalle Street  
17                  Suite 1300  
18                  Chicago , IL 60654  
19                  (312) 589-6370  
20                  Fax: (312) 589-6378  
21                  Email: rafey@kamberedelson.com

22                  **James E Smyth**

23                  Kummer Kaempfer Bonner Renshaw & Ferrario  
24                  3800 Howard Hughes Parkway  
25                  7th Floor  
26                  Las Vegas , NV 89109  
27                  (702) 792-7000  
28                  Fax: (702) 796-7181  
29                  Email: jsmyth@kkbrf.com

30                  By 

31                  An Employee of  
32                  COOPER LEVENS  
33                  ON NIEDELMAN & WAGENHEIM, P.A.